

**REMARKS**

The Examiner required restriction under 35 U.S.C. §121 to one of the following groups of claims:

Group I: Claims 1-9 and 32-44, drawn to an apparatus and method for controlling a reverse data rate of packet data in a mobile terminal of a mobile communication system, classified in class 370, subclass 328 and/or 455/67.13.

Group II: Claims 10-31, drawn to an apparatus and method in an alternative embodiment for determining reverse activity bits of a mobile terminal in a base station, classified in class 370, subclass 333 Or 455/226.1.

In response, Applicants elect, without traverse, Group I, containing Claims 1-9 and 32-44, for prosecution in this application. Claims 10-31 have been canceled as indicated above. Applicants reserve the right to file a divisional application to the non-elected claims.

Should the Examiner have any questions, he is requested to contact the undersigned at the number indicated below. Early and favorable consideration of the claims is respectfully requested.

Respectfully submitted,



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